

**Introduced by Senator Chesbro**  
(Principal coauthor: Assembly Member Berg)

February 23, 2006

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An act to amend Section 12012.45 of the Government Code, relating to tribal gaming.

LEGISLATIVE COUNSEL'S DIGEST

SB 1582, as introduced, Chesbro. Tribal-state gaming compacts.

Existing federal law, the Indian Gaming Regulatory Act of 1988, provides for the negotiation and execution of tribal-state gaming compacts for the purpose of authorizing certain types of gaming on Indian lands within a state. The California Constitution authorizes the Governor to negotiate and conclude compacts, subject to ratification by the Legislature. Existing law ratifies a number of tribal-state gaming compacts between the State of California and specified Indian tribes.

This bill would ratify tribal-state gaming compacts entered into on September 9, 2005, between the State of California and the Big Lagoon Rancheria, and the Los Coyotes Band of Cahuilla and Cupeno Indians.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 12012.45 of the Government Code is  
2     amended to read:  
3     12012.45. (a) The following tribal-state gaming compacts  
4     and amendments of tribal-state gaming compacts entered into in  
5     accordance with the Indian Gaming Regulatory Act of 1988 (18

1 U.S.C. Sec. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.)  
2 are hereby ratified:

3 (1) The amendment of the compact between the State of  
4 California and the Buena Vista Rancheria of Me-Wuk Indians,  
5 executed on August 23, 2004.

6 (2) The compact between the State of California and the Fort  
7 Mojave Indian Tribe, executed on August 23, 2004.

8 (3) The compact between the State of California and the  
9 Coyote Valley Band of Pomo Indians, executed on August 23,  
10 2004.

11 (4) The amendment to the compact between the State of  
12 California and the Ewiiapaayp Band of Kumeyaay Indians,  
13 executed on August 23, 2004.

14 (5) *The compact between the State of California and the Big*  
15 *Lagoon Rancheria, executed on September 9, 2005.*

16 (6) *The compact between the State of California and the Los*  
17 *Coyotes Band of Cahuilla and Cupeno Indians, executed on*  
18 *September 9, 2005.*

19 (b) (1) In deference to tribal sovereignty, none of the  
20 following shall be deemed a project for purposes of the  
21 California Environmental Quality Act (Division 13 (commencing  
22 with Section 21000) of the Public Resources Code):

23 (A) The execution of an amendment of a tribal-state gaming  
24 compact ratified by this section.

25 (B) The execution of a tribal-state gaming compact ratified by  
26 this section.

27 (C) The execution of an intergovernmental agreement between  
28 a tribe and a county or city government negotiated pursuant to  
29 the express authority of, or as expressly referenced in, a  
30 tribal-state gaming compact or an amended tribal-state gaming  
31 compact ratified by this section.

32 (D) The execution of an intergovernmental agreement between  
33 a tribe and the California Department of Transportation  
34 negotiated pursuant to the express authority of, or as expressly  
35 referenced in, a tribal-state gaming compact or an amended  
36 tribal-state gaming compact ratified by this section.

37 (E) The on-reservation impacts of compliance with the terms  
38 of a tribal-state gaming compact or an amended tribal-state  
39 gaming compact ratified by this section.

1 (F) The sale of compact assets, as defined in subdivision (a) of  
2 Section 63048.6, or the creation of the special purpose trust  
3 established pursuant to Section 63048.65.

4 (2) Except as expressly provided herein, nothing in this  
5 subdivision shall be construed to exempt a city, county, a city  
6 and county, or the California Department of Transportation from  
7 the requirements of the California Environmental Quality Act.

8 (c) Revenue contributions made to the state by tribes pursuant  
9 to the tribal-state gaming compacts and amendments of  
10 tribal-state gaming compacts ratified by this section shall be  
11 deposited in the General Fund.